

IN THE SENATE

SENATE BILL NO. 1073

BY RESOURCES AND ENVIRONMENT COMMITTEE

AN ACT

RELATING TO IRRIGATION; AMENDING SECTION 42-1208, IDAHO CODE, TO PROVIDE
THAT CERTAIN REAL PROPERTY IS NOT SUBJECT TO ADVERSE POSSESSION.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Section 42-1208, Idaho Code, be, and the same is hereby
amended to read as follows:

42-1208. EASEMENTS, OR RIGHTS-OF-WAY, AND OTHER REAL PROPERTY NOT
SUBJECT TO ADVERSE POSSESSION. The eEasements, or rights-of-way of, or
real property owned by irrigation districts, Carey act operating com-
panies, nonprofit irrigation entities, lateral ditch associations, and
drainage districts are not subject to adverse possession, and no. No per-
son shall prevent free access of authorized personnel on such easements,
or rights-of-way, or other real property, or construct any obstruction on
such easements, or rights-of-way, or other real property in an effort to
adversely possess said easement, or right-of-way, or other real property.